

**BUSINESS REPORT**

**MONTANA SENATE  
62nd LEGISLATURE - REGULAR SESSION**

**SENATE FREE CONFERENCE COMMITTEE**

**Date:** Wednesday, April 27, 2011  
**Place:** Capitol

**Time:** 11:00 A.M.  
**Room:** 335

**BILLS and RESOLUTIONS HEARD:**

**EXECUTIVE ACTION TAKEN:**

SB 35

**Comments:**



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SEN. Chas Vincent, Chair

# MONTANA STATE SENATE

## ROLL CALL

# FREE CONFERENCE COMMITTEE

Date: 4-27-2011 HB/SB No. 35

NAME	PRESENT	ABSENT/ EXCUSED
Sen. Vincent	✓	
Sen. Hamlett	✓	
Sen. Ripley	✓	
Rep. McNutt	✓	
Rep. Bennett	✓	
Rep. Reinhart	✓	

Staff: Joe Kolman

Secretary: Nadine Spencer



**FREE CONFERENCE COMMITTEE**  
**on Senate Bill 35**  
**Report No. 001, April 27, 2011**

Page 1 of 3

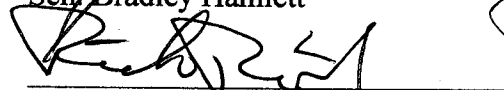
Mr. President and Mr. Speaker:


We, your Free Conference Committee met and considered **Senate Bill 35** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

For the Senate:

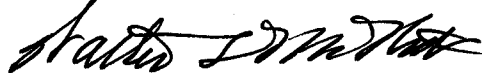
  
Sen. Chas Vincent Chair

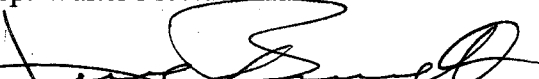
  
Sen. Bradley Hamlett

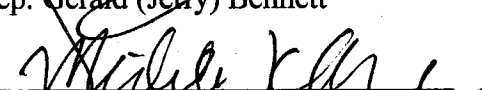
  
Sen. Rick Ripley

  
Amendment Coordinator

For the House:

  
Rep. Walter McNutt Vice Chair

  
Rep. Gerald (Jerry) Bennett

  
Rep. Michele Reinhart

And, recommend that **Senate Bill 35** (reference copy -- salmon) be amended as follows:

1. Page 1, line 22.

**Following:** "met;"

**Insert:** "and"

2. Page 1, line 23 through line 28.

**Strike:** line 23 through line 28 in their entirety

3. Page 1, line 29.

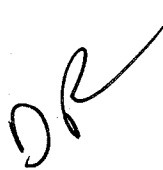
**Strike:** "(e)"

**Insert:** "(c)"

**ADOPT**  
**REJECT**

**Amendment # SB 35-001**

SB0035001FC.sdr



4. Page 1, line 30 through page 2, line 1.

**Strike:** "; and" on page 1, line 30 through "time" on page 2, line 1

5. Page 2, line 2.

**Strike:** "historic and future"

**Insert:** "process for the"

6. Page 2, line 4.

**Following:** line 3

**Insert:** "(3) Nothing in [sections 1 through 9] diminishes the state's ownership of the beds of navigable rivers, streams, or lakes under any other law."

7. Page 2, line 5.

**Strike:** "For"

**Insert:** "Solely for"

8. Page 2, line 25.

**Strike:** "deemed"

**Insert:** "determined to be"

9. Page 3, line 4.

**Strike:** "deemed"

**Insert:** "determined to be"

10. Page 3, line 17 through line 18.

**Strike:** "The authorization" on line 17 through "met." on line 18

11. Page 4, line 2.

**Strike:** "deemed"

**Insert:** "determined to be"

12. Page 4, line 8.

**Following:** line 7

**Insert:** "(11) The provisions of this section do not restrict the power of the board to seek adjudication of title pursuant to 77-1-105."

13. Page 4, line 16.

**Strike:** "deemed"

**Insert:** "determined to be"

14. Page 5, line 7.

**Following:** "relocate"

**Insert:** "or increase the size of"

15. Page 5, line 10.

**Following:** "relocated"

**Insert:** "or increased in size"

16. Page 5, line 11.

**Strike:** "The"

**Insert:** "Without prior board approval, the"

17. Page 5, line 12.

**Following:** "may"

**Insert:** "relocate or"

**Following:** "if the"

**Insert:** "relocation or"

18. Page 5, line 13.

**Following:** "granted"

**Strike:** "and if"

**Insert:** ". If the footprint is increased in size,"

**Strike:** "pays"

**Insert:** "shall pay"

19. Page 5, line 14.

**Strike:** "has"

**Insert:** "shall obtain"

20. Page 5, line 24 through line 25.

**Strike:** "for water" on line 24 through "water right" on line 25

21. Page 5, line 25.

**Following:** "relocate"

**Insert:** "or increase the size of"

- END -

# MONTANA STATE SENATE

## VISITOR REGISTER

CONFERENCE/FREE CONFERENCE COMMITTEE  
on SB/HB # 35

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

Name	Representing	Support	Oppose	Info

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.